UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

SGM HOLDINGS LLC and RICHARD R. FEATHERLY,

Plaintiffs,

- against -

PAUL K. LISIAK, METROPLITAN EQUITY PARTNERS LLC, METROPOLITAN EIH13 LP, METROPOLITAN GP HOLDINGS LLC - SERIES E1H13, REED ENERGY LLC, NFI ACQUISITON COMPANY INC., and NORTH EAST FUEL INC.,

Defendants.

Case No.: 13-cv-05224 (AKH)

NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure and the so-ordered Stipulation in this action dated October 7, 2013, Plaintiffs SGM Holdings LLC and Richard R. Featherly hereby give notice that the above-captioned action is voluntarily dismissed, without prejudice, against Defendants Paul K. Lisiak, Metropolitan Equity Partners LLC, Metropolitan EIH13 LP, Metropolitan GP Holdings LLC - Series E1H13, Reed Energy LLC, NFI Acquisition Company Inc., and North East Fuel Inc.

Dated: New York, New York October 18, 2013

SCHULMAN BLACKWELL LLP

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